

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

MLEA, INC.,	:	
Plaintiff,	:	CIVIL ACTION
v.	:	No. 02-CV-4393
ATLANTIC RECYCLED RUBBER INC., RECOVERY TECHNOLOGIES GROUP INC., AND CASELLA WASTE SYSTEMS, INC.	:	
Defendants.	:	

**JOINT STIPULATION TO PERMIT AMENDMENT
OF DEFENDANTS' RESPECTIVE ANSWERS AND AFFIRMATIVE DEFENSES**

IT IS HEREBY STIPULATED AND AGREED, by and among the parties to this action, through their undersigned attorneys, that defendants Casella Waste Systems, Inc. ("Casella") and defendants Atlantic Recycled Rubber, Inc. and Recovery Technologies Group, Inc. (collectively, "RTG") may amend their respective Answers and Affirmative Defenses to assert an additional Affirmative Defense, as set forth in Exhibits "A" and "B", respectively. The parties further **STIPULATE** and **AGREE** as follows:

1. The deadlines set forth in the Court's Scheduling Order dated October 26, 2002, as amended on July 9, 2003 and September 10, 2003, will remain in full force and effect;
2. Plaintiff MLEA has already stated that it will deny the new Affirmative Defense being asserted by Casella and RTG;
3. Plaintiff MLEA reserves all rights to move to dismiss or otherwise challenge the allegations in the new Affirmative Defense; and

4. Upon the Court's signing of this Stipulation, defendants Casella and RTG agree that they will file their respective Amended Answers within one business day of receiving notice of the Court's signing this Stipulation.

Respectfully submitted,

PEPPER HAMILTON LLP

By: _____

Dated: _____

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By: _____

Dated: _____

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Attorney for Defendants Atlantic Recycled
Rubber, Inc. and Recovery Technologies
Group, Inc.

BUCHANAN INGERSOLL PC

By: _____

Dated: _____

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1835 Market Street, 14th Floor
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(215) 665-8700
Attorneys for Defendant Casella Waste
Systems, Inc.

APPROVED AND SO ORDERED BY THE COURT:

DATED: _____

James McGirr Kelly, J.

CERTIFICATE OF SERVICE

I, Brian J. McCormick, Jr., hereby certify that on November __, 2003, I caused to be served a true and correct copy of the foregoing Stipulation via first-class mail upon the following:

Philip J. Katauskas
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